

567—149.3(455B) Exclusions and effect on other fees.

149.3(1) *Exclusions.* A person shall be exempt from the payment of fees specified in rule 149.4(455B) if any one of the following criteria is met:

- a.* The person is a duly authorized agent of the state of Iowa or a political subdivision of the state.
- b.* The hazardous waste is reclaimed or reused for energy or materials.
- c.* The hazardous waste is transformed into new products which are not regulated as wastes.
- d.* The hazardous waste is created as a result of remedial actions at an abandoned or uncontrolled hazardous waste site.
- e.* The waste is the influent to a facility which is subject to regulation under rules in 567—Chapter 62, “Effluent and Pretreatment Standards: Other Effluent Limitations or Prohibitions” or 567—Chapter 64, “Wastewater Construction and Operation Permits.” However, any hazardous waste created by such a treatment process is subject to the fees specified in this chapter.
- f.* The hazardous waste which due to its physical, chemical or biological properties decomposes spontaneously within 24 hours of generation to yield a resultant waste which is no longer hazardous in accordance with 40 CFR Part 261 as adopted by reference by rule 567—141.2(455B).
- g.* Hazardous waste which is generated outside the state of Iowa and transported through the state.

149.3(2) *Other fees.* A person exempt from payment of fees specified in rule 149.4(455B) is exempt only for the purpose of Iowa Code section 455B.424. Fees other than those specified in this chapter may still be assessed.